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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	CR 10-00731 LHK
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER CONTINUING STATUS
v.	)	CONFERENCE AND DOCUMENTING
	)	EXCLUSION OF TIME.
HAI MANH HOANG,	)	
	)	
Defendant.	)	

The defendant, Hai Manh Hoang, and the government together respectfully stipulate as follows:

1. A change of plea or status conference is currently scheduled in this matter on April 18, 2012, at 9:00 a.m.;
2. The parties hereby advise the Court that the parties are continuing to confer over a potential disposition. Additional facts have come to light during that discussion that require further inquiry by counsel for defendant Hoang.

Accordingly, the parties request a continuance of the status conference to enable counsel to further investigate. The parties therefore request that the Court set the matter for change of plea or status conference on May 9, 2012, at 9:00 a.m. The parties jointly request that the Court

1 exclude the period of time between April 18, 2012, and May 9, 2012, under the Speedy Trial Act  
2 calculation for effective preparation of counsel, taking into account the exercise of due diligence.  
3 *See* 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

4 IT IS SO STIPULATED.

5  
6 Dated: April 17, 2012

/s/  
\_\_\_\_\_  
RICHARD POINTER  
Counsel for Defendant

8  
9 Dated: April 17, 2012


MELINDA HAAG  
United States Attorney

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11  
12 /s/  
\_\_\_\_\_  
MICHELLE J. KANE  
Assistant United States Attorney

13  
14  
15 ORDER

16 Based upon the representation of counsel and for good cause shown, the Court finds that  
17 failing to exclude the time between April 18, 2012, and May 9, 2012, would unreasonably deny  
18 the defendant continuity of counsel and would deny counsel the reasonable time necessary for  
19 effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §  
20 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time  
21 between April 18, 2012, and May 9, 2012, from computation under the Speedy Trial Act  
22 outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS  
23 HEREBY ORDERED that the time between April 18, 2012, and May 9, 2012, shall be excluded  
24 from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).  
25 IT IS SO ORDERED.

26  
27 Dated: 4/17, 2012

  
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LUCY H. KOH  
United States District Judge